

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF NEW YORK

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UNITED STATES OF AMERICA,	:	
	:	FUND PAYMENT ORDER
Plaintiff,	:	
	:	10 Civ. 9099 (KMK)
-against-	:	
	:	ECF Case
BURGUNDY GARDENS, LLC,	:	
	:	
Defendant.	:	
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WHEREAS this action was filed by the United States of America (the “Government”) against Defendant Burgundy Gardens, LLC to enforce the provisions of the Fair Housing Act, 42 U.S.C. §§ 3601 – 3619;

WHEREAS the Government and Defendant entered into a Consent Decree resolving this action, which the Court entered on April 16, 2012 (the “Consent Decree”);

WHEREAS, pursuant to paragraph 18 of the Consent Decree, in or about August 2012, Defendant created a fund by depositing \$150,000 into an interest-bearing escrow account for the purpose of compensating any persons whom the Court determines may have been harmed by Defendant’s discriminatory rental practices (the “Settlement Fund”);

WHEREAS, pursuant to paragraph 26 of the Consent Decree, on April 9, 2013, the Government submitted its final recommendations to the Court that one aggrieved person (the “Victim”) should be compensated for damages she sustained by Defendant’s discriminatory rental practices, and on April 29, 2013, the Court entered an order requiring that the Victim be paid eighty-five thousand dollars (\$85,000.00) from the Settlement Fund;

WHEREAS, on or about May 17, 2013, the Victim signed a release of claims, pursuant to paragraph 28 of the Consent Decree, and received a check from the Settlement Fund for eighty-five thousand dollars (\$85,000.00);

WHEREAS, the Settlement Fund continues to contain approximately sixty-five thousand, fifty-five dollars and twenty cents (\$65,055.20);

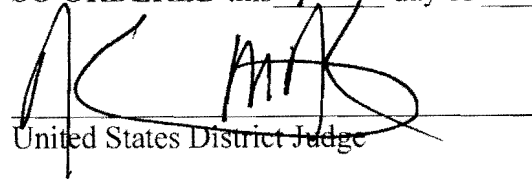
WHEREAS, because money remains in the Settlement Fund after the requirements of paragraphs 18 through 28 of the Consent Decree have been satisfied and the corresponding time periods have expired, and pursuant to paragraph 29 of the Consent Decree, any money remaining in the Settlement Fund, including interest, shall be distributed to qualified organizations for the purpose of conducting fair housing enforcement or educational activities in Rockland County, and Defendant proposes and the Government does not object to fifty percent (50%) of the money remaining in the Settlement Fund being distributed to Legal Aid Society of Rockland County and fifty percent (50%) of the money remaining in the Settlement Fund being distributed to New York Legal Assistance Group (“NYLAG”) and designated to one of NYLAG’s seven main units that deliver direct legal services to clients; and

WHEREAS, pursuant to paragraph 29 of the Consent Decree, the parties must obtain the Court’s approval prior to distributing any of the Settlement Fund’s remaining assets;

NOW, THEREFORE, IT IS HEREBY ORDERED that Defendant shall distribute fifty percent (50%) of the \$65,055.20 remaining in the Settlement Fund, i.e., thirty-two thousand, five hundred, twenty-seven dollars and sixty cents (\$32,527.60), to Legal Aid Society of Rockland County;

IT IS FURTHER ORDERED that Defendant shall distribute fifty percent (50%) of the \$65,055.20 remaining in the Settlement Fund, i.e., thirty-two thousand, five hundred, twenty-seven dollars and sixty cents (\$32,527.60), to New York Legal Assistance Group and designated to one of NYLAG's seven main units that deliver direct legal services to clients.

SO ORDERED this 13th day of June, 2013.


United States District Judge